

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA

v.

5:16-CR-320 (DNH)

STACEY J. LaPORTE, JR.

Defendant.

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APPEARANCES:

OF COUNSEL:

FOR THE GOVERNMENT:

HON. RICHARD S. HARTUNIAN  
United States Attorney  
Northern District of New York  
Federal Building  
P.O. Box 7198  
100 South Clinton Street  
Syracuse, New York 13261-7198

LISA FLETCHER, ESQ.  
Assistant U.S. Attorney

FOR THE DEFENDANT:

HON. LISA A. PEEBLES  
Federal Public Defender's Office  
The Clinton Exchange, 3rd Floor  
4 Clinton Square  
Syracuse, New York 13202

RANDI JUDA BIANCO, ESQ.  
Asst. Federal Public Defender

DAVID E. PEEBLES  
CHIEF U.S. MAGISTRATE JUDGE

ORDER APPROVING DETENTION HEARING WAIVER

Defendant has been charged by indictment with conspiracy to sexually exploit a child (Count 1), in violation of 18 U.S.C. § 2251(a) and

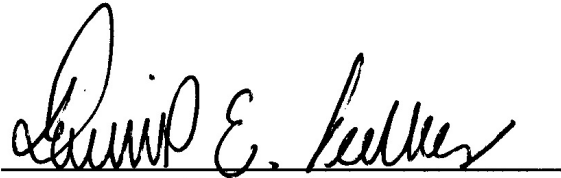
(e); and sexual exploitation of children, in violation of 18 U.S.C. § 2251(a) & (e), and 2(a) (Counts 2-4). At his initial appearance on October 28, 2016, the government moved for his detention pursuant to 18 U.S.C. § 3142(f).

During the proceeding held before me on October 28, 2016, the defendant, after consulting with his counsel, knowingly and voluntarily waived his right to an immediate detention hearing and agreed to remain in custody, reserving his right to request that the court schedule a detention hearing in the matter at a later time pursuant to 18 U.S.C. § 3142(f). Based upon the defendant's representations, as confirmed by his attorney, I accept his waiver as knowing and voluntary and, there being no objection on the part of the government, agree to adjourn any detention hearing in this matter indefinitely subject to the right of either party to apply to the court for such a hearing at any time in the future. It is therefore hereby

ORDERED, that defendant's waiver of his right to a detention hearing, which I find to have been knowing, intelligent and voluntary, is accepted; it is further therefore

ORDERED, that the defendant is committed to the custody of the Attorney General or his designated representative for confinement in a corrections facility separate to the extent practicable, from persons

awaiting or serving sentences or being held in custody pending appeal. Defendant shall be afforded a reasonable opportunity for private consultation with defense counsel. On order of a court of the United States or on request of an attorney for the Government, the person in charge of the corrections facility shall deliver the defendant to the United States Marshal for the purpose of an appearance in connection with a court proceeding.

A handwritten signature in black ink, appearing to read "David E. Peebles", is written over a horizontal line.

David E. Peebles  
U.S. Magistrate Judge

Dated:       October 28, 2016  
              Syracuse, NY